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Date:

October 20, 2003

To:

Exammer Rita J. Desai

From. Richard I. Traverso

MILLEN, WHITE, ZELANO & BRANIGAN,

P.C,

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703-812-5310

Telephone No:

Patent Application No., 10/042,203

Filed: January 11, 2002

Our Reference No : BAYER-25A

Total No. of Pages: 8; if you do not receive all pages, please call (703) 243-6333

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## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

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Bernd RIEDL et al.

Examiner: Rata J. Desai

OCT 2 1 2003

Serial No.: 10/042,203

Group Art Unit: 1625

OFFICA

Filed: January 11, 2002

Title:  $\omega$ -CARBOXYARYL SUBSTITUTED DIPHENYL UREAS AS RAF KINASE

INHIBITORS

## INTERVIEW SUMMARY AND INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

Applicants' representative appreciates the courtesy of Examiner Desai in discussing the Information Disclosure Statement submitted with the RCE. Applicants' representative inquired why certain references were not initialed and Examiner Desai indicated that it was necessary to include a date with those references to be initialed. The attached PTO 1449 form lists references which were submitted earlier but not initialed.

The dates given for cite nos. AA-AQ are the filing dates for the applications in which the notice appears. The dates given for cite nos. AR-AU are the mail dates of the Supplement Search Reports from the EPO. The dates given for cite nos. BA-BM are the mail dates for the International Search Report. The date given for cite BN (Derwert World Patents Index Search (1997) is the year the search was performed. The dates given for cites BO and BP (Iranian Patent 26555 and Lebanese Patent 6124) are believed to be the issue dates for these patents.

The Examiner is encouraged to contact the undersigned if any of the listed references cannot be considered or if additional copies are needed. Prompt attention to this matter would be appreciated since the Issue Fee is due on November 13, 2003.

BAYER-25A

From-Millen, WHITE, ZELANO & BRANIGAN Oct-20-03 02:24pm

> Based on the above remarks, Applicants submit that the rejections should be withdrawn and the Information Disclosure Statement filed on November 19, 2002 should be considered.

> > Respectfully subminent,

Richard J. Traverso, Reg. No. 30,595

MILLEN, WHITE, ZELANO & BRANIGAN, P.C.

2200 Clarendon Boulevard Arlington, Virginia 22201 Telephone: (703) 243-6333 Facsimile: (703) 243-6410

Attorney Docket No.: BAYER-25A

Date: October 20, 2003

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Substitute for form 1449A/PTO					Complete If Known	
			A. 00UDE	Application Number	10/042,203	
			CLOSURE	Filing Date	January 11, 2002	
STATEMENT BY APPLICANT				First Named Inventor	Bernd Riedl et al.	
				Group Art Unit	1625	
(use as many sheets as necessary)		Examiner Name	Rita Desai			
Sheet	1	of	5	Attorney Docket Number	BAYER 25A	

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Examiner Initials	Cite No.1	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	Τ,
	AA	A "Nutice of References Cried" from the USPTO for U.S. application 08/995,749, filing date of 12/2/98	
, , , , , ,	Аβ	A "Notice of References Cited" from the USPTO for U.S. application 09/083,399, filing date of 1/8/01.	
	AC AND AD	A "Notice of References Cited" from the USPTO for U.S. application 09/425,228, filing date of 9/10/01	
	AE	A "Notice of References Cited" from the USPTO for U.S. application 09/425,229, filing date of 3/4/03	
	AF	A "Notice of References Cited" from the USPTO to: U.S. application 09/458,015, filing date of 2/1/02	
	AG	A "Notice of References Cited" from the USPTO for U.S. application 09/472,232, filing date of 12/27/98	
	AH	A "Notice of References Cited" from the USPTO for U.S. application 09/472,232, filing date of 12/27/99	
	Al	A "Notice of References Cited" from the USPTO for U.S. application 09/773,604, filing date of 2/2/01	
	ΑJ	A "Notice of References Cited" from the USPTO for U.S. application 09/773,659, filing date of 2/2/01	
	AK	A "Notice of References Cited" from the USPTO for U.S. application 09/773,672, filing date of 2/2/01.	
	AL	A "Notice of References Cited" from the USPTO for U.S. application 09/773,675, filing date of 2/2/01	

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Unique citation designation number: 2 Applicant is to place a check mark here if English language Translation is attached

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			01 00UDE	Application Number	10/042,203	
	• •		CLOSURE	Filing Date	January 11, 2002	
STATEMENT BY APPLICANT				First Named Inventor	Bernd Riedl et al.	
				Group Art Unit	1625	
(use as many sneets as necessary)			necessary)	Examiner Name	Rita Desai	
Sneet	2	of	5	Attorney Docket Number	BAYER 25A	

	OTHER PRIOR ART NON PATENT LITERATURE DOCUMENTS						
Examiner Initials *	Cite No.1	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T 2				
	АМ	A "Notice of References Cited" from the USPTO for U.S. application 09/776,935 tiling date of 12/22/98					
	AN	A "Notice of References Cited" from the USPTO for U.S. application 09/776,936, filing date of 12/22/98					
	AO	A "Notice of References Cited" from the USPTO for U.S. application 09/777,920, filing gate of 2/7/02.					
	ΑP	A "Notice of References Cited" from the USPTO for U.S. application 09/848,915, filing date of 2/11/02					
	AQ	A "Notice of References Cited" from the USPTO for U.S. application 10/042,226, filing date of 1/1/02					
	AR	Supplicition to search report from the EPO for European application EP 98/963809 dated 3/30/01.					
	AS	Supplemental search report from the EPO for European application EP 98/963810 dated 1,2/21/00					
	AT	Supplicification EP 98/985981 dated 12/21/00					
	ΑU	Supplemental search report from the EPO for European application EP 00/803239 dated 8/7/02					
	BA	International search report for International Application No. PCT/US98/10375 dated 9/3/98	<del>                                     </del>				
	88	International search report to International Application No. PCT/US98/10376 dated 7/30/98.					

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<sup>&</sup>lt;sup>1</sup> Unique cliation designation number. <sup>2</sup> Applicant is to place a check mark here if English language Translation is attached

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Substitute for form 1449A/PTO					Complete if Known
				Application Number	10/042,203
			CLOSURE	Filing Date	January 11, 2002
STAT	EMENT	BY A	PPLICANT	First Named Inventor	Bernd Riedl et al.
				Group Art Unit	1625
(use as many sheets as necessary)			necessary)	Examiner Name	Rita Desai
Sheet	3	of	5	Attorney Docket Number	BAYER 25A

OTHER PRIOR ART NON PATENT LITERATURE DOCUMENTS						
Examiner Initials *	Cite No.1	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	Υ²			
	BC	International search report for International Application No PCT/US98/26078 dated 4/2/99				
	ВО	International search report for international Application No PCT/DS98/26079 বয়ত্ব ব/12/99				
	BE	International search report for International Application No PCT/US98/26080 dated 4/12/99				
	₿F	International search report for International Application No. PCT/US98/25081 gared 4/2/99				
	86	International Search report for International Application No PCT/US98/26082 dated 5/12/89.				
	ВМ	International search report for International Application No PCT/US98/24265 dated 3/2/99				
	ВІ	International search report for international Application No PCT/US00/00648 dated 6/29/00				
	B1	International search report for International Application No PCT/US00/00768 dated 5/16/00.				
	BK	International search report for International Application No PCT/US02/12064 dated 9/20/02				
	BL	International search report for International Application No PCT/US02/12086 dated 9/13/02				
	Вм	International search report for International Application No. PCT/US/26081 dated 4/2/99				

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<sup>1</sup> Unique citation designation number 2 Applicant is to place a check mark here if English language Translation is attached.

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			a., a.a	A. AAUDE	Application Number	10/042,203	
				CLOSURE	Filing Date	January 11, 2002	
	STAT	EMEN.	T BY AI	PPLICANT	First Named Inventor	Bern Riedl et al.	
					Group Art Unit	1625	
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No.	Office	Number*	Kind Code <sup>2</sup> (#known)	or Applicant of Cited Document	Cited Document MM-DD-YYYY	Where Relevant Passages of Relevant Figures Appear	T,
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	BO	Cite No. <sup>1</sup> Office BO IR	Cite No.1 Office: Number*  BO IR 26555	Foreign Patent Document	Cite No. 1 Principle Patent Document Name of Patentee or Applicant of Cited Document  BO IR 26555	Cite No. Office Number Kind Code or Applicant of Cited Document MM-DD-YYYY  BO IR 26555 7-17-00	Cite No. 1 Pages, Columns, Lines, Where Relevant Pocument Name of Patentee or Applicant of Cited Document MM-DD-YYYY Passages or Relevant Passages or Releva

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<sup>&</sup>lt;sup>1</sup> Unique citation designation number <sup>2</sup> See attached Kindo of U.S. Patent Documents <sup>3</sup> Enter Office that issued the document, by the two-letter code (wiPO Standard ST 3) <sup>4</sup> For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the sensi number of the patent document. <sup>5</sup> Kind of document by the appropriate symbols as indicated on the document under WiPO Standard ST. 16 if possible <sup>6</sup> Applicant is to place a check mark hee if English language Translation is attached

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